#### CERTIFICATE OF EXPRESS MAILING

that, on October 4, 2004, this correspondence is being deposited with the United States Postal Service in an envelope addressed to Mail Stop Missing Parts, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 as "Express Mail Post Office to Addressee" Mailing Label No. EV425515008US.

(Name of Person Mailing Paper) Kenneth Eads

**PATENT** 

# IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Serial No.:

10/772,775

Filed:

February 5, 2004

Art Unit:

3629

Applicant:

David Thompson

Title:

RETAIL FURNITURE STORE CONFIGURATION AND METHOD

Attorney Docket: VALC-237US

Mail Stop Missing Parts Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

## MISSING PARTS TRANSMITTAL

Enclosed is the Notice to File Missing Parts of Nonprovisional Application dated May 5, 2004. Also enclosed is a Declaration referring to the above serial number and filing date, which is submitted in compliance with 37 C.F.R. 1.63. Attached is a check in the amount of \$1346, which includes: \$790 basic filing fee; additional claim fees of \$426; and the surcharge of \$130 for filing the Declaration on a date later than the filing date of the application, in accordance with 37 C.F.R. 1.16(e).

A Petition for Extension of Time and the required extension fee is enclosed.

Respectfully submitted,

WOOD, HEBRON & EVANS, L.L.P.

2700 Carew Tower

441 Vine Street

Cincinnati, Ohio 45202

PH: (513) 241-2324; FX: (513) 241-6234

10-05-04



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APPLICATION NUMBER FILING OR 371 (c) DATE FIRST NAMED APPLICANT ATTORNEY DOCKET NUMBER

10/772,775

02/05/2004

David Thompson

VALC / 237A

26875 WOOD, HERRON & EVANS, LLP 2700 CAREW TOWER 441 VINE STREET CINCINNATI. OH 45202 CONFIRMATION NO. 2361
FORMALITIES LETTER
\*OC000000012536208\*

Date Mailed: 05/05/2004

### NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

10/07/2004 RMEBRAHT 00000069 10772775

FILED UNDER 37 CFR 1.53(b)

01 FC:1001 790.00 OP 02 FC:1051 130.00 OP 03 FC:1202 162.00 OP 04 FC:1201 264.00 OP

Filing Date Granted

#### **Items Required To Avoid Abandonment:**

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
   Applicant must submit \$ 770 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).
- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

The applicant needs to satisfy supplemental fees problems indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

• Additional claim fees of \$420 as a non-small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due.

#### **SUMMARY OF FEES DUE:**

Total additional fee(s) required for this application is \$1320 for a Large Entity

- \$770 Statutory basic filing fee.
- \$130 Late oath or declaration Surcharge.
- Total additional claim fee(s) for this application is \$420

■ \$258 for 3 independent claims over 3.

**\$162** for **9** total claims over 20.

Replies should be mailed to: Mail Stop Missing Parts

Commissioner for Patents

P.O. Box 1450

Alexandria VA 22313-1450

A copy of this notice <u>MUST</u> be returned with the reply.

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PART 2 - COPY TO BE RETURNED WITH RESPONSE